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OCT 28 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Warden *et al.*

Serial No.: 10/749,348

Filed: December 31, 2003

For: Waveguide comprising scattered
light detectable particles

) Examiner: Ellen E. Kim

) Group Art Unit: 2874

) Docket No. IVGN 491

) TRANSMITTAL LETTERCommissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith are the following documents in the above-identified application.

☒ Response to Restriction Requirement

In the event that the Patent Office determines that these documents were not timely filed within the one month extended deadline, the Applicants hereby petitions the Commissioner for an additional extension of time. The Commissioner is hereby authorized to charge the **Deposit Account 13-3900** the appropriate fee under CFR § 1.17(a) for such a petition. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY THAT THIS PAPER AND THE DOCUMENTS REFERRED AS BEING ATTACHED OR ENCLOSED HEREWITH ARE BEING FACSIMILE TRANSMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE ON 10/28-05 TO 1.571.273.8300 By Kevin Anderson

Docket No. IVGN 491

Warden et. al
10/749,348

Respectfully submitted,

Date: October 28, 2005

Karen Anderson
Karen J. Anderson, Ph.D.
Reg. No. 51,061

Molecular Probes, Inc. (a wholly owned subsidiary of Invitrogen Corp.)
29851 Willow Creek Rd.
Eugene, Oregon, 97402
Phone: (541) 335-0203
Facsimile: (541) 335-0354